



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In RE:

APPLICANT(S): JACK V. SMITH

GROUP ART UNIT: 1648

S.N.: 09/283,318

EXAMINER: FOLEY, S.

FILING DATE: 3/31/99

*1 add 19-32  
index. #14  
#2. 42.00  
See p. #6*

DATE OF THIS RESPONSE: 11/14/00

#14  
Amend. D. add. Cls.  
Wallace  
2/21/02  
v

FOR: METHOD FOR MANUFACTURING AND DETECTING AND  
NORMALIZING HIV FOR RAPID ANALYSIS

**Amendment B of Continued Application under 37 CFR 1.114**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Madam:

In response to the Office Action dated 09/13/01, please amend the above application as follows: Please delete the old claims 11-18 and replace with the new claims of 19-32 which should place the application in condition for allowance with the following appropriately added claims to the above application.

**Double Patenting:** As stated by the examiner the claims have been withdrawn from consideration with regards to this application. Please note, on August 9, 2000 an office action summary was mailed to the applicant concerning application 09/283,318. On page 2 of this office action, the applicant was required to elect species of claimed invention: I: claims 5 and 8, drawn to a liquid assay (e.g. application number 09/843,422), or species II: claims 6, 7, 9, and 10, drawn to solid phase assay. The applicant elected species II. Therefore, claims 5 and 8 are available for use by application number 09/843,422 since as stated by the Examiner they are patentably distinct species and have been withdrawn from consideration with regards to application 09/283,318. It is assumed by the applicant

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